

FILED
Clerk
District Court

JUL 10 2007

For The Northern Mariana Islands
By _____
(Deputy Clerk)

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN MARIANA ISLANDS

UNITED STATES OF AMERICA,)	Criminal No. 04-00017
)	Civil No. 06-0039
Plaintiff)	
)	
v.)	ORDER AFFIRMING
)	ORDER OF GARNISHMENT
CRISPIN ATALIG TAITANO,)	
)	
Defendant)	
)	

On May 10, 2007, this court entered an order of garnishment in Criminal No. 04-00017. On May 16, 2007, it entered an order granting plaintiff's motion for voluntary dismissal with prejudice. Together, those orders set out the legal basis for the garnishment.

On May 22, 2007, the court received three documents from defendant, one of which was a motion to stop the garnishment. In his filings, defendant acknowledged that he had "received written documentation concerning this matter but never

1 opened the mail because this defendant is not an attorney and would not understand
2 the information.” He also stated that “the proceedings...have taken place without
3 defendant’s knowledge,” although if this was true it was only because defendant
4 chose not to open his mail.

5 Giving the defendant the benefit of the doubt, the court supplied defendant
6 with another exemption claim form and allowed him thirty (30) days to fill it out and
7 return it, at which point the court would re-visit its order of May 10, 2007, if it
8 appeared justified in light of the information supplied on the exemption claim form.
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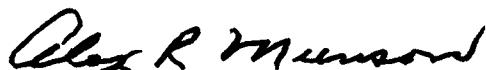
10 On June 5, 2007, the court received a written request from defendant for a six-
11 week extension to “have the time necessary to research all of his rights on this
12 matter.” The court granted defendant a 28-day extension from June 5, 2007, to allow
13 him to complete and return the exemption form. The court noted that the “form is
14 straightforward and should not require more than a few minutes to complete and
15 return.” Defendant was admonished that if he did not return the properly completed
16 form to the court within the additional time given to him, the court would decide any
17 remaining matters without taking into account any further information defendant
18 could supply by completing the form.
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20 On July 6, 2007, the court received “Defendant’s Response Concerning
21 Exemption Form.” The “response” does not comply with the court’s previous
22 orders. Defendant has failed and refused to take advantage of the several
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1 opportunities given to him, post-order of garnishment, to claim any exemptions to
2 which he feels he is legally entitled. Moreover, to the extent that defendant's
3 "Response" complains about his sentence, defendant was sentenced in accordance
4 with his plea agreement, which also provided that he would "neither appeal, nor
5 otherwise litigate under Title 28, United States Code, Section 2255 and/or 2241, any
6 sentence within or below the stipulated sentencing range set forth above[.]" Plea
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8 Agreement, p. 6, ¶ 12. Finally, the dollar range of the fine was known to defendant as
9 it was also included in the plea agreement. *Id.*, p. 3, ¶ 2(h). Accordingly,

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11 IT IS ORDERED that the court will not amend or alter its order of May 10,
12 2007, and both the criminal and civil files are hereby closed.

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14 DATED this 10th day of July, 2007.
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20 ALEX R. MUNSON
21 Judge
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